

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Patent Application of

LEE et al.

Appln. No. 09/697,123

Filed: October 27, 2000

Confirmation No.: 4510

Allowed: October 6, 2003

Group Art Unit: 1634

Examiner: D.B. Johannsen

FOR: RPOB GENE FRAGMENTS AND A METHOD FOR THE DIAGNOSIS AND IDENTIFICATION OF MYCOBACTERIUM TUBERCULOSIS AND NON-TUBERCULOSIS MYCOBACTERIAL STRAINS

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**RESPONSE TO NOTICE REGARDING DRAWINGS**

May 18, 2004

**MS Issue Fee**

U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice Regarding Drawings mailed March 24, 2004 (a copy is attached) which required new corrected drawings, enclosed herewith are 11 sheets of formal drawings including Figures 1-7 for the subject application.

Approval of a correction to a sequence shown in Figure 6 has been requested in the Amendment under 37 CFR §1.312, which is submitted herewith. Other corrections are made to comply with the Official Draftperson's comments in Form PTO-948.

Entry of the attached corrected drawings and prompt issuance of the patent are requested.

Respectfully submitted,

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CIPR 5/17  
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UNITED STATES PATENT AND TRADEMARK OFFICEUNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMES APPLICANT	ATTORNEY DOCKET NUMBER
09/697123	10/27/2000	LEE, HYEYOUNG	0217-0004

Examiner  
JOHANNSEN, DIANAArt Unit  
1634

NIXON & VANDERHYE, PC  
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ARLINGTON VA 22201-4714

Date Mailed: 3-24-04

## Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 11-18-03 are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review

**RETURN CORRECTED DRAWINGS TO:**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Steven Fields  
Office of Patent Publication  
Publishing Division  
(703) 305-8335

DATES DOCKETED  
CIPR 5/17  
DUE MAY 24, 2004  
CIPR APR 24, 2004  
TS/WY



## NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 11/18/03 are:

A.  approved by the Draftsperson under 37 CFR 1.84 or 1.152.  
B.  objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

**1. DRAWINGS.** 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).  
— Color drawings are not acceptable until petition is granted. Fig(s) \_\_\_\_\_  
— Pencil and non black ink not permitted. Fig(s) \_\_\_\_\_

**2. PHOTOGRAPHS.** 37 CFR 1.84(b)  
— One (1) full-tone set is required. Fig(s) \_\_\_\_\_  
— Photographs may not be mounted. 37 CFR 1.84(e)  
— Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) \_\_\_\_\_  
X Poor quality (half-tone). Fig(s) 13-3C/5

**3. TYPE OF PAPER.** 37 CFR 1.84(e)  
— Paper not flexible, strong, white, and durable. Fig(s) \_\_\_\_\_  
— Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) \_\_\_\_\_

**4. SIZE OF PAPER.** 37 CFR 1.84(f): Acceptable sizes:  
21.0 cm by 29.7 cm (DIN size A4) or  
21.6 cm by 27.9 cm (8 1/2x 11 inches)  
— All drawing sheets not the same size. Sheet(s) \_\_\_\_\_  
— Drawings sheets not an acceptable size. Fig(s) \_\_\_\_\_

**5. MARGINS.** 37 CFR 1.84(g): Acceptable margins: Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm  
— Margins not acceptable. Fig(s) \_\_\_\_\_  
— Top (T) \_\_\_\_\_ Left (L) \_\_\_\_\_  
— Right (R) \_\_\_\_\_ Bottom (B) \_\_\_\_\_

**6. VIEWS.** 37 CFR 1.84(h)  
REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.  
— Views not labeled separately or properly. Fig(s) \_\_\_\_\_

**7. SECTIONAL VIEWS.** 37 CFR 1.84(h)(3)  
— Sectional designation should be noted with Arabic or Roman numbers. Fig(s) \_\_\_\_\_

**8. ARRANGEMENT OF VIEWS.** 37 CFR 1.84(i)  
— Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) \_\_\_\_\_

**9. SCALE.** 37 CFR 1.84(k)  
— Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) \_\_\_\_\_

**10. CHARACTER OF LINES, NUMBERS, & LETTERS.** 37 CFR 1.84(l)  
X Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) 6A, 6B

**11. SHADING.** 37 CFR 1.84(m)  
— Solid black areas pale. Fig(s) \_\_\_\_\_  
— Solid black shading not permitted. Fig(s) \_\_\_\_\_

**12. NUMBERS, LETTERS, & REFERENCE CHARACTERS.** 37 CFR 1.84(p)  
X Numbers and reference characters not plain and legible. Fig(s) 6A, 6B  
— Figure legends are poor. Fig(s) \_\_\_\_\_  
— Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) \_\_\_\_\_  
— English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) \_\_\_\_\_  
— Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) \_\_\_\_\_

**13. LEAD LINES.** 37 CFR 1.84(q)  
— Lead lines missing. Fig(s) \_\_\_\_\_

**14. NUMBERING OF SHEETS OF DRAWINGS.** 37 CFR 1.84(t)  
— Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) \_\_\_\_\_

**15. NUMBERING OF VIEWS.** 37 CFR 1.84(u)  
— Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) \_\_\_\_\_

**16. DESIGN DRAWINGS.** 37 CFR 1.152  
— Surface shading shown not appropriate. Fig(s) \_\_\_\_\_  
— Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) \_\_\_\_\_

### COMMENTS:

Reviewer S. Zeller

If you have questions, call (703) 305-8404.

Date 3/24/04  
Attachment to Paper No. \_\_\_\_\_